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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE THE APPLICATION OF:

Inventor : Mitchell R. Swartz

Serial no. 09/ 750,765

Filed: 12/28/00

For: **METHOD AND APPARATUS  
TO CONTROL ISOTOPIC FUEL  
LOADED WITHIN A MATERIAL**

PAPER:  
Group Art Unit:  
Examiner:

*Ref for Publications*  
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This is a continuation of Serial no. 07/ 371,937

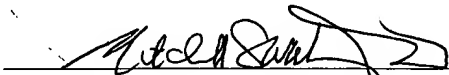
Filed: 06/27/89

May 29, 2001

## Applicant's Request for Exception to Publication

1. Applicant received a Notice of Projected Publication Date on May 26, 2001 [mailed 5/22/01 (Exhibit A, attached)].
2. This is Applicant's timely-filed Request for Exception to Publication.  
Applicant is *pro se* and has only just learned of the rule changes.
3. Applicant requests exception to publication because the invention disclosed in the application has not and will not be the subject of an application filed in another country, or organization such as the European Patent Office, that requires publication of applications 18 months after filing.
4. Applicant notes that the U.S. Supreme Court has ruled that any *pro se* litigant is entitled to less stringent standards [U.S. Rep volume 404, pages 520-521 (72)].

Respectfully,

  
Mitchell R. Swartz, ScD, MD, EE  
16 Pembroke Rd., Weston, MA 02493

### Certificate Of Mailing [37 CFR 1.8(a)]


May 29, 2001

To Whom it Does Concern:

I hereby certify that this correspondence will be deposited with the United States Postal Service by First Class Mail, postage prepaid, in an envelope addressed to

"The Commissioner of Patents and Trademarks  
Washington, D.C. 20231" on the date above.

Thank you.

Sincerely, 



# UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
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APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/750,765	12/28/2000	Mitchell R. Swartz	

**CONFIRMATION NO. 8044**

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Date Mailed: 05/22/2001

## NOTICE OF NEW OR REVISED PROJECTED PUBLICATION DATE

The above-identified application has a new or revised projected publication date. The current projected publication date for this application is 08/23/2001. If this is a new projected publication date (there was no previous projected publication date), the application has been cleared by Licensing & Review or a secrecy order has been rescinded and the application is now in the publication queue.

If this is a revised projected publication date (one that is different from a previously communicated projected publication date), the publication date has been revised due to processing delays in the USPTO or the abandonment and subsequent revival of an application. The application is anticipated to be published on a date that is more than six weeks different from the originally-projected publication date.

More detailed publication information is available through the private side of Patent Application Information Retrieval (PAIR) System. The direct link to access PAIR is currently <http://pair.uspto.gov>. Further assistance in electronically accessing the publication, or about PAIR, is available by calling the Patent Electronic Business Center at (703) 305-3028.

Questions relating to this Notice should be directed to the Office of Patent Publication at (703) 305-8283.

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